



Applicant: Debbie DRANE et al.
Title: VACCINE COMPOSITIONS
Appl. No.: 10/622,470
Filing Date: 07/21/2003
Examiner: Li, Bao Q.
Art Unit: 1648

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a response to the Office Action mailed March 24, 2005. By the attached petition for an extension of time and the prescribed fee, Applicants have extended the due date for this response until July 24, 2005. Accordingly, the response is timely.

The Office Action states that claims 1-43 are pending in this application and imposes a restriction requirement on those claims. It appears, however, that the Office has overlooked the preliminary amendment filed by Applicants on July 21, 2003.¹ That amendment canceled claims 2-43 and added claims 44-99 into the application. Thus, claims 1 and 44-99 are pending in the application.

Because the restriction requirement does not account for the pending claims, Applicants request that the Office either withdraw or redraw the restriction requirement.

¹ For the Office's convenience, Applicants have attached to this response copies of (a) the July 21, 2003 amendment and (b) a stamped postcard evidencing receipt of the amendment by the Office.

Applicants are unable to make an election of canceled claims for examination, and therefore submit that this response is as complete as possible.

The Commissioner is hereby authorized to charge any additional fees that may be required regarding this application under 37 CFR §§ 1.16 – 1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicants hereby petition for such extension under 37 CFR § 1.136 and authorize payment of any extension fees from Deposit Account No. 19-0741.

Date

13 July 2005

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Respectfully submitted,

By



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